

# NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening when an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

## NOTICE OF RULEMAKING DOCKET OPENING

### DEPARTMENT OF WATER RESOURCES

*Editor's Note: The following Notice of Rulemaking Docket Opening was reviewed per Executive Order 2011-05 as issued by Governor Brewer. (See the text of the executive order on page 1889.) The Governor's Office authorized the notice to proceed through the rulemaking process on August 8, 2011.*

[R11-139]

- 1. Title and its heading:** 12, Natural Resources  
**Chapter and its heading:** 15, Department of Water Resources  
**Article and its heading:** 1, Fees  
**Section numbers:** R12-15-101, R12-15-107

- 2. The subject matter of the proposed rule:**  
During the 2011 regular legislative session, the legislature passed and the Governor signed into law Senate Bill ("S.B.") 1624, the Environment Budget Reconciliation Bill (Laws 2011, Ch. 36, § 2, effective July 20, 2011). Section 2 of S.B. 1624 amended the Arizona Revised Statutes by adding section 45-118 which authorizes the Department of Water Resources to assess and collect a fee from each municipality in the state. The purpose of this rulemaking is to adopt a rule establishing the municipality fee for each fiscal year beginning with fiscal year 2012-2013.

- 3. A citation to all published notices relating to this proceeding:**  
Notice of Proposed Rulemaking: 17 A.A.R. 1846, September 23, 2011 (*in this issue*)

- 4. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**

Name: Ken Slowinski, Chief Counsel  
Address: Department of Water Resources  
3550 N. Central Ave.  
Phoenix, AZ 85012

Telephone: (602) 771-8472

Fax: (602) 771-8686

E-mail: kcslowinski@azwater.gov

or

Name: Doug Dunham, Legislative Liaison  
Address: Department of Water Resources  
3550 N. Central Ave.  
Phoenix, AZ 85012

Telephone: (602) 771-8490

Fax: (602) 771-8690

E-mail: dwdunham@azwater.gov

- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**

Written comments may be submitted at any time during normal business hours prior to the close of the public record on October 24, 2011 at 5:00 p.m. Written comments not submitted at the oral proceedings described below should be submitted to: Docket Supervisor, Legal Division, Arizona Department of Water Resources, 3550 N. Central Ave., Second Floor, Phoenix, AZ 85012. An oral proceeding will be held on October 24, 2011 at 10:00 a.m. at the offices of the Arizona Department of Water Resources, 3550 N. Central Ave., Second Floor, Verde Conference Rooms, Phoenix, AZ 85012. Oral comments may be made at the oral proceeding.

- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
Notice of Proposed Rulemaking: 17 A.A.R. 1846, September 23, 2011 (*in this issue*)